View from the Clerk's Office

United States Bankruptcy Court



Shallanda "Che" Clay
Northern District of Mississippi

Danny L. Miller Southern District of Mississippi

View from the Clerks Office Agenda

- Pending Amendments Federal Rules (12-1-2021)
- Local Rules Advisory Committee
- Debtor Email Notification
- Northern District Operations Update
- Southern District Operations Update
- Online Court Calendar Options
- Communication of News and Announcements

In Memoriam

Ralph M. Dean, III

Robert G. Johnston

Leigh Ann Key

Robert R. Marshall

Edmund J. Phillips, Jr.

Jacob Pongetti

Larry Spencer

Gary D. Thrash

Richard R. Vaughn

Pending Amendments

Federal Bankruptcy Rules

Effective Date
December 1, 2021

Pending Amendments – December 1, 2021

Rule 2005 – Apprehension and Removal of Debtor to Compel Attendance for Examination

- (c) Conditions of Release.
 - Amended to provide that in setting conditions to assure a debtor's appearance at certain proceedings, the court should consider "relevant" provisions of 18 U.S.C. § 3142.
 - Updates an outdated statutory reference to 18 U.S.C. § 3146 and limits the consideration to only "relevant" provisions of this statute that addresses conditions to assure a criminal defendant's attendance at trial.

Pending Amendments – December 1, 2021

Rule 3007 – Objections to Claims

- (a) Time and Manner of Service.
 - Subsection (a)(2)(A)(ii) amended to clarify that the special service method required by Rule 7004(h) must be used for service of objections to claims only on insured depository institutions as defined in section 3 of the Federal Deposit Insurance Act.
 - Eliminates interpretation that service pursuant to 7004(h) applies to credit unions insured by the National Credit Union Administration.

Pending Amendments – December 1, 2021

Rule 7007.1 – Corporate Ownership Statement

Amended to extend the corporate disclosure requirement to nongovernmental corporations that <u>seek</u> to intervene in an adversary proceeding.

Pending Amendments – December 1, 2021

Rule 9036 – Notice and Service Generally by Electronic Transmission

- Subsections added to separate methods of electronic noticing and service available to the <u>courts</u> from those available to <u>parties</u>.
- Both may serve or provide notice to registered ECF users by filing documents with the system.
- Both may serve and provide notice to any entity by electronic means consented to in writing by the recipient.
- Only courts may serve or give notice at an electronic address registered with the Bankruptcy Noticing Center (BNC) as part of the noticing program.

Local Rules Advisory Committee

Jim Wilson, Chairperson

Terre Vardaman Michael Boyd

Anitra Eubanks Christopher Maddux

Melanie Vardaman Kristen Swearengen

Olivia Spencer Bryce Kunz

Michael Ramsey Robert Schwartz

Stacey Moore Buchanan Catherine Umberger

Danny L. Miller Shallanda "Che" Clay

Interested in serving on the committee? Send an email to: JDWchambers@msnb.uscourts.gov.

Debtor Email Notification

Advantages:

- Free No charge to the Debtor.
- Fast Receive certain court orders/notices same day as filed.
- Convenient Access anywhere with internet access.
- Go Green Less paper.

Notices and orders filed by the court will be emailed to debtor.

 Attorneys, trustees, and creditors must continue to serve debtor as required by court rules.

Request Debtor Email Notification:

See court website to download necessary local form.

United States Bankruptcy Court

Northern District of Mississippi





Status of Operations

Clerk's Office – Remains Open and Fully Operational

- Temperature Check and Face Mask Required to Enter Courthouse;
- Comply with District Court COVID-19 Vaccination and Testing Policy and Protocols;

Court Proceedings – Judges Maddox and Woodard

- Telephonic Hearings;
 - All participants should comply with dial-in instructions to minimize disruption;
- Video or In Person at Judge's Direction Only;



Judge Jason D. Woodard

Chambers Personnel					
Law Clerks					
Jack Schultz	Schultz Stacy Porche				
662-310-3576	662-319-3543				
Courtroom Deputy					
Amanda Howell 662-369-2624					



Judge Selene D. Maddox

Chambers Personnel						
Law Clerks						
Jace Ferraez Erin McManu						
662-310-3522	662-319-3521					
Courtroom Deputies						
<u>Aberdeen</u>	Greenville					
Sylvia Fields	Whitley Caradine					
662-369-8147	662-369-8147					



Clerk's Office Operations Personnel

Che Clay Clerk of Court	662-319-3581
*Robert Henry Chief Deputy	662-319-3571
Tammy Moore Operations Manager	662-319-3545
Tamika Johnson Operations Supervisor	662-319-3550
Main Office Number	662-369-2596



Online ECF Training Available

Training for Attorneys and Support Staff:

- Common Filings Attorney for Debtor(s);
- Common Filings Attorney for Creditor;
- Tailored to Trainee(s) Upon Request;

To Schedule Training:

- Contact Tamika Johnson: 662-319-3550
- Contact Clerk's Office: 662-369-2596



Announcements/Reminders

Website Resources – <u>www.msnb.uscourts.gov</u>

- ECF Training Material (Filing Instructions)
- Court Calendars (Court Dockets, Interactive Calendar, ChapMobile Information)
- Bankruptcy Forms Page Templates and Required Forms Available
- Local Rules and Standing Orders
- Administrative Procedures for ECF
- Home Page Subscribe to Court's E-mail List



CM/ECF Filing Tips and Reminders

- PLEASE don't hesitate to Contact Clerk's Office: (ECF Requirements, Corrective action inquiries, etc.)
- Amend Creditor Matrix = Update Creditor Database;
- Notice of Appearance and Request for Notices:
 Add Party <u>and</u> Attorney/Filer to Case;
- Generic Motion Event Not for Common Use;
 Use when no event "fits" your filing;
- Pleadings with Multiple Reliefs Select All Events;
 Certain events must be filed separately;



CM/ECF Filing Tips and Reminders

- Want to Reopen a Case to File a Pleading?
 - File Motion to Reopen First and Separately
 - File Pleading <u>after</u> Order Reopening Case Entered
- Fees are Statutory (See 28 U.S.C § 1930);
 - Do not add "fee" event to <u>docket text</u> of "non-fee" event as alternative relief;
 - e.g., Motion to Dismiss Case or in the alternative Motion for Relief from the Automatic Stay;



U.S. Bankruptcy Court

Northern District of Mississippi

Why Corrective Action Requests???

Procedural Requirements/Docket Management Issues

Common Example - Multiple Remedies:

- 21-Day Notice? 28-Day Notice? 30-Day Notice?
- Court to Issue Notice of Response Deadline Only?
- Court to Issue Hearing Notice?
 - Who will serve parties? Court or Filer?

Common Issue - Proper Tracking or Record of Disposition

- ECF entries provide electronic tracking tools;
- Order entries generally notate disposition and terminate tracking for filings (e.g., grant, deny, overrule, sustain, conditional, in-part, etc.);



Wrapping Things Up

- Pros and Cons to Automated features of CM/ECF;
- Our goal is to assist with case management—do our part to help cases move forward;
 - Utilize automated and deadline-oriented workflow;
- Please review notices and monitor deadlines accordingly;
- PLEASE don't hesitate to Contact Clerk's Office;

THANK YOU!

United States Bankruptcy Court

Southern District of Mississippi





- Most hearings are in person.
- Pay close attention to hearing notices:
 - In-person,
 - Telephonic,
 - Video (from the courtroom), or
 - Online video teleconference (i.e. Zoom).



- In-person hearing (in the courtroom)
 - Courthouse
 - Mask required
 - Compliance with District Court Special Order
 - Courtroom
 - Judge discretion for masking, etc.



Telephonic hearings

- Dial in at least 10 minutes before hearing
- Do not use speaker phone
- Headset microphone recommended
- Keep line muted when not talking
- Identify yourself each time you speak
- Do not record the call



- Video hearings (in courtroom)
 - Same as in-person hearing requirements



- Online video teleconference hearings (i.e. Zoom)
 - Court will send a link via email. You may be required to download software (only once).
 - You will be required to contact the court in advance to test your connection and device.
 - Ensure that you have a good quality internet connection.
 - Ensure that you have an "adequate" device (tablet, laptop, or desk top computer preferred)



Online video teleconference hearings (con't)

- Headset microphone preferred over computer microphone
- Connect at least 10-15 minutes before hearing to check connection, etc.
- Make sure that you are muted (and remember to unmute when you need to speak)
- Identify yourself each time that you speak
- Do not record the video or audio

Transition to New Telephonic Hearing System

- Federal Judiciary will be transitioning away from ATT for telephonic hearings.
- Full transition required for all courts by 9/30/2022.
- SD Miss will transition to Microsoft Teams.
- Individual hearing participants will continue to have option of "dialing in" to a telephone number.



Email Announcements and Notices

- Two distinct types of emails:
 - 1) Official notices related to cases (CM/ECF)
 - 2) General announcements regarding court operations (i.e. Rules changes, court closure, etc.)



Email Announcements and Notices

- Issue not receiving email announcements/notices because recipient's internet service provider is blocking these emails as SPAM.
- Make sure that you email system/provider includes these email addresses on the "whitelist":

uscourts@updates.uscourts.gov

ECF_Notification_Do-Not-Reply@mssb.uscourts.gov

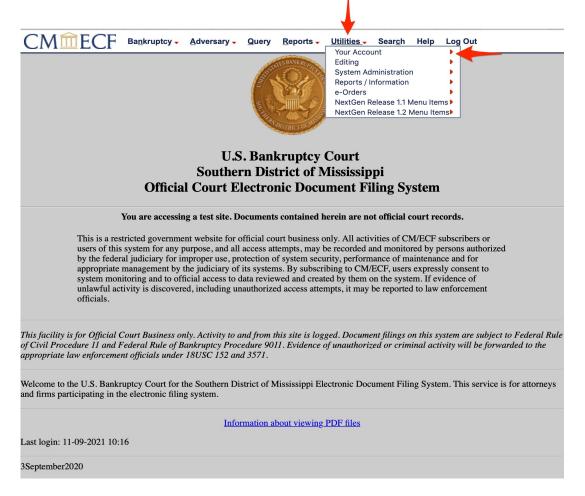


- Registered Filer enters email information into CM/ECF online system.
- A primary email address and a secondary email address may be entered.
- Both email addresses receive all official case notices.
- Recommendation use different email domains

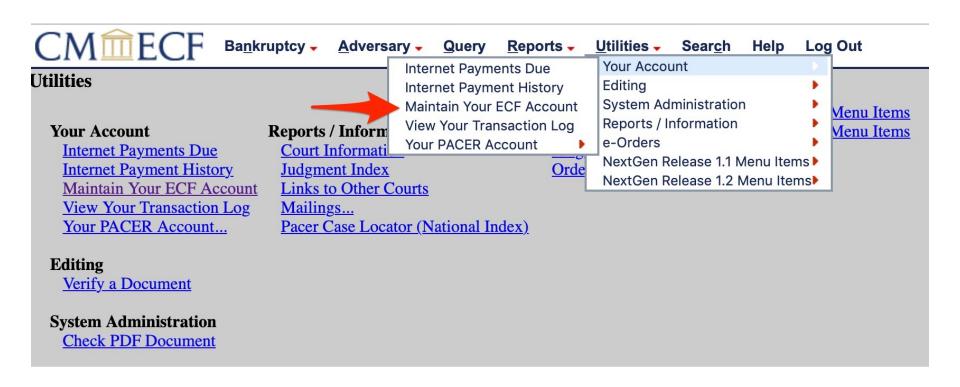


U.S. Bankruptcy Court

Southern District of Mississippi









U.S. Bankruptcy Court

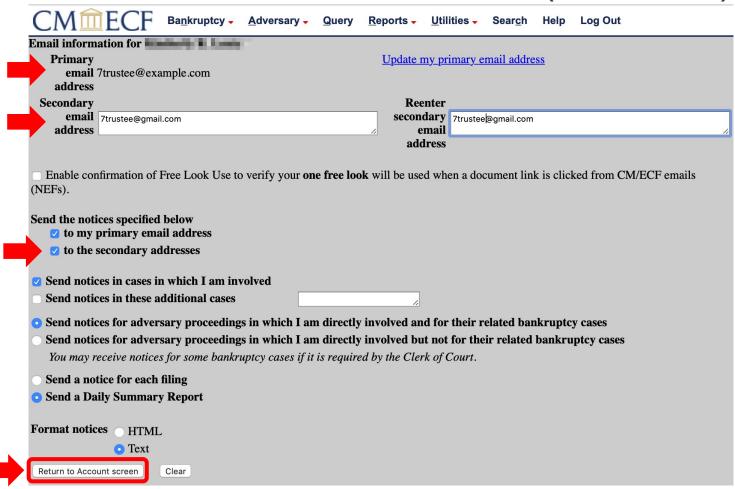
Southern District of Mississippi

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U.S. Bankruptcy Court

Southern District of Mississippi





Southern District of Mississippi

Official notices related to cases (CM/ECF):

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Official notices related to cases (CM/ECF):

CMmECF Bankruptcy Adversary Query Reports Utilities Search Help Log Out

Maintain User Accounts

Updating person record...

Successfully updated

Participant records were not altered.

Set up automatic email notification complete for Kimberly R. Lentz

Verify free look use = off

Send Notification in all cases for which you represent a party = on

Send Notification to primary email address = on

Case list:

Email notice of electronic filings for selected cases= off

Summary email = on

Primary email address: 7trustee@example.com

Secondary email address:

7trustee@gmail.com

Formatting of notices = Text (cc-Mail)

No user update requested

Return to User Maintenance



General announcements regarding court operations (i.e. Rules changes, court closure, etc.)

- Email via GovDelivery
- Social Media Facebook and Twitter
- Website



General announcements regarding court operations (i.e. Rules changes, court closure, etc.)

Email via GovDelivery

GovDelivery is a web-based e-mail subscription management system used by the federal government and many/most federal agencies.



General announcements regarding court operations (i.e. Rules changes, court closure, etc.)

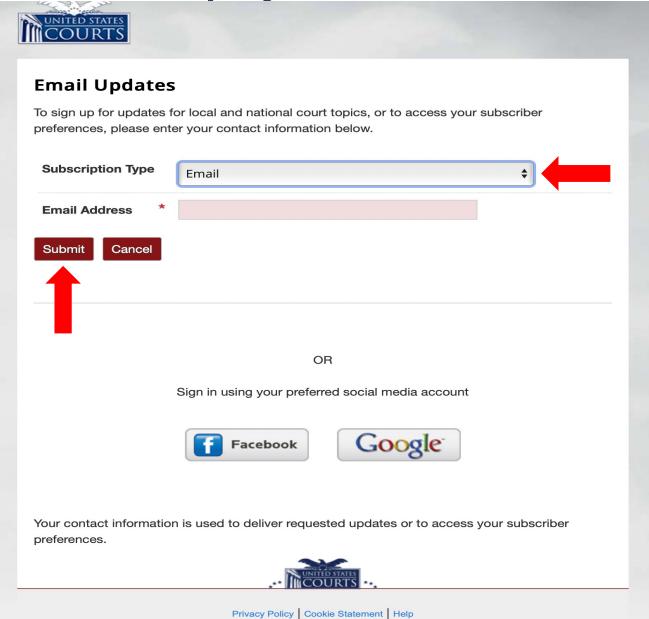
Email via GovDelivery

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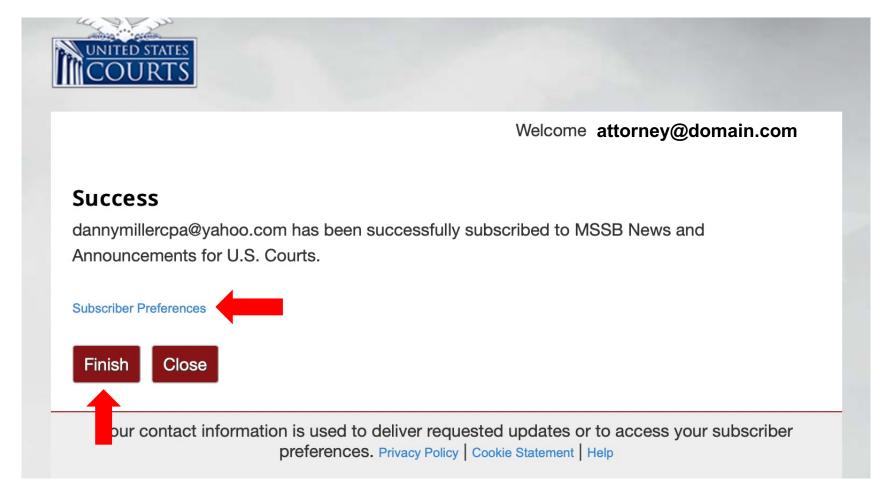


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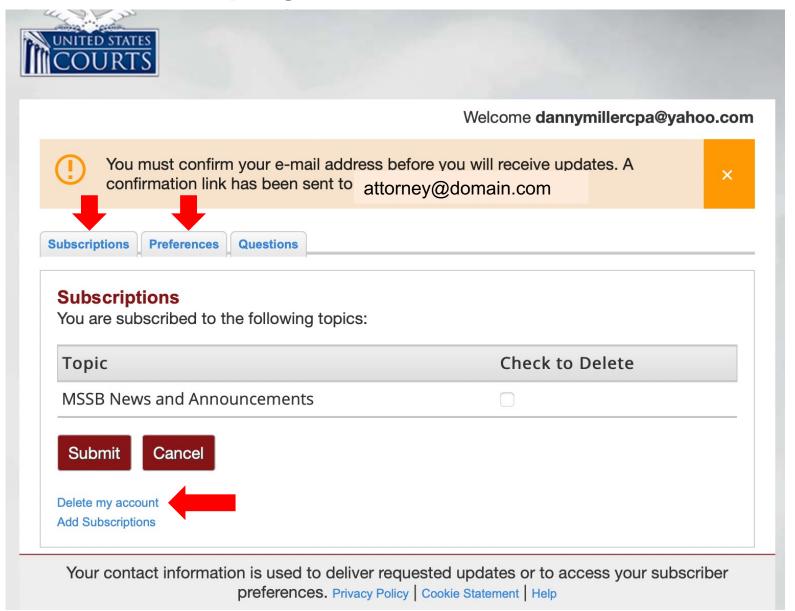


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U.S. Courts

Subscription Change Confirmation

To: D Miller

You have made the following changes to your U.S. Courts subscriptions:

You subscribed to topics:

MSSB News and Announcements

For security reasons it is required that you confirm your request now by following this link:

Confirm Sign-up to U.S. Courts Updates Now.



You will begin to receive updates when new information is available.

Questions? Contact Us

STAY CONNECTED to uscourts.gov:



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YouTube







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Congratulations! You have successfully created your subscriber profile for U.S. Courts. Check your email box for confirmation and updates.

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Add Subscriptions

Your contact information is used to deliver requested updates or to access your subscriber preferences. Privacy Policy | Cookie Statement | Help



Online Attorney/Staff Training

New staff.

Refresher for current staff.

Jackson: 601 - 608 - 4600

Gulfport: 228 – 563 – 1790

Danny: 601 – 608 – 4612



Wi-Fi in the Courtrooms

- Wi-Fi
- Default address for each courtroom



Attorney Business Center

- Cochran Courthouse Jackson
- Wi-Fi
- Wireless printing (limited use)
- Charging station for mobile devices
- For attorneys only.
 - Not for meeting with clients.
- Cannot be reserved.



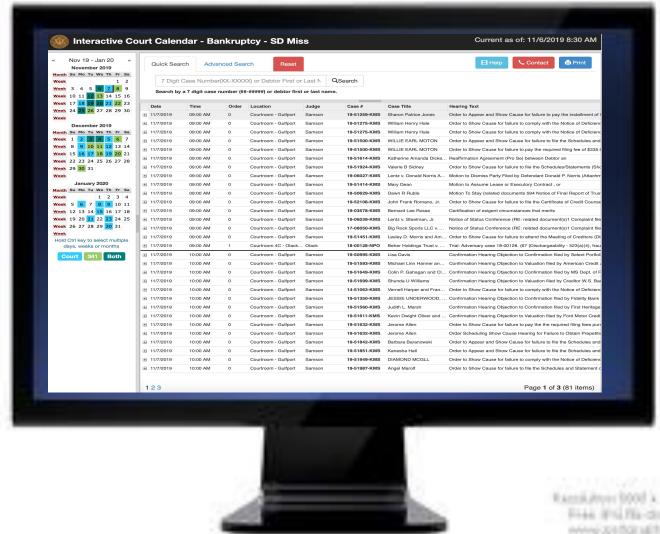
Southern District of Mississippi





Southern District of Mississippi

Interactive Court Calendar



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Interactive Court Calendar - Bankruptcy - SD Miss



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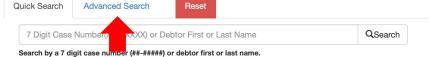
January 2022



days, weeks or months

Court 341 Both

Screenshot





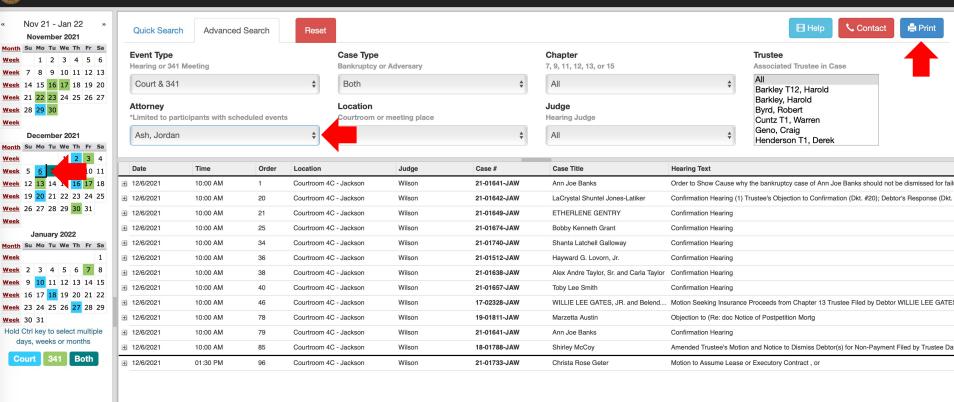
Date	Time	Order	Location	Judge	Case #	Case Title	Hearing Text
± 12/6/2021	08:30 AM	0	341 Mtg - Telephone Meeting	Samson	21-51107-KMS	Clifton Archie Keys, III and Ashley Ni	
± 12/6/2021	10:00 AM	1	Courtroom 4C - Jackson	Wilson	21-01641-JAW	Ann Joe Banks	Order to Show Cause why the bankruptcy case of Ann Joe Banks should not be dismissed for
± 12/6/2021	10:00 AM	2	Courtroom 4C - Jackson	Wilson	16-04182-JAW	Lena M Key	Motion and Notice to Modify Chapter 13 Plan with Certificate of Service Date of Service: 10/21
± 12/6/2021	10:00 AM	3	Courtroom 4C - Jackson	Wilson	17-02039-JAW	Edward Bouldin	Motion to Dismiss Debtor Filed by Trustee Harold J
± 12/6/2021	10:00 AM	4	Courtroom 4C - Jackson	Wilson	18-04692-JAW	Danielle Brandon	Amended Trustee's Motion and Notice to Dismiss Debtor(s) for Non-Payment Filed by Trustee
± 12/6/2021	10:00 AM	5	Courtroom 4C - Jackson	Wilson	20-00348-JAW	Edward Lee Shelby, Sr	Motion to Dismiss Debtor Filed by Trustee Harold J
± 12/6/2021	10:00 AM	6	Courtroom 4C - Jackson	Wilson	21-00221-JAW	JOHN A RULE	Amended Trustee's Motion and Notice to Dismiss Debtor(s) for Non-Payment Filed by Trustee
± 12/6/2021	10:00 AM	7	Courtroom 4C - Jackson	Wilson	21-00753-JAW	Marianne W Jacobs	Amended Trustee's Motion and Notice to Dismiss Debtor(s) for Non-Payment Filed by Trustee
± 12/6/2021	10:00 AM	8	Courtroom 4C - Jackson	Wilson	21-01215-JAW	Marcus Temell Thomas	Objection to (Re: doc Notice of Postpetition Mortg
± 12/6/2021	10:00 AM	9	Courtroom 4C - Jackson	Wilson	21-01484-JAW	Dana L. Green and Barbara D. Willia	. Confirmation Hearing (1) Trustee's Objection to Confirmation (Dkt. #17)
± 12/6/2021	10:00 AM	10	Courtroom 4C - Jackson	Wilson	21-01514-JAW	Johnnie Foster	Confirmation Hearing
± 12/6/2021	10:00 AM	11	Courtroom 4C - Jackson	Wilson	21-01536-JAW	James Alexander and Kemberly R. Al.	Confirmation Hearing (1) Trustee's Objection to Confirmation (Dkt. #24)
± 12/6/2021	10:00 AM	12	Courtroom 4C - Jackson	Wilson	21-01564-JAW	Reginald L. Friar	Trustee's Objection to Confirmation of Plan Filed
± 12/6/2021	10:00 AM	13	Courtroom 4C - Jackson	Wilson	21-01578-JAW	Jessica Brown	Confirmation Hearing
± 12/6/2021	10:00 AM	14	Courtroom 4C - Jackson	Wilson	21-01590-JAW	Wanda Winters	Confirmation Hearing
± 12/6/2021	10:00 AM	15	Courtroom 4C - Jackson	Wilson	21-01601-JAW	GEORGE P. ALLEN	Confirmation Hearing
± 12/6/2021	10:00 AM	16	Courtroom 4C - Jackson	Wilson	21-01610-JAW	Mary A Sudbeck	Confirmation Hearing
± 12/6/2021	10:00 AM	17	Courtroom 4C - Jackson	Wilson	21-01628-JAW	TONY CARTER BROWN	Confirmation Hearing (1) Objection to Confirmation of Plan Filed by Elizabeth Price on behalf of
± 12/6/2021	10:00 AM	18	Courtroom 4C - Jackson	Wilson	21-01636-JAW	RODERICK O. BAILEY	Confirmation Hearing (1) Trustee's Objection to Confirmation (Dkt. #20) - An order withdrawing
± 12/6/2021	10:00 AM	19	Courtroom 4C - Jackson	Wilson	21-01639-JAW	Latasha Lashae Bradley	Confirmation Hearing (1) Trustee's Objection to Confirmation (Dkt. #20)
± 12/6/2021	10:00 AM	20	Courtroom 4C - Jackson	Wilson	21-01642-JAW	LaCrystal Shuntel Jones-Latiker	Confirmation Hearing (1) Trustee's Objection to Confirmation (Dkt. #20); Debtor's Response (Dkt. #20);
± 12/6/2021	10:00 AM	21	Courtroom 4C - Jackson	Wilson	21-01649-JAW	ETHERLENE GENTRY	Confirmation Hearing
± 12/6/2021	10:00 AM	22	Courtroom 4C - Jackson	Wilson	21-01652-JAW	BETTYE J SMITH	Confirmation Hearing (1) Trustee's Objection to Confirmation (Dkt. #16) - An order withdrawing
± 12/6/2021	10:00 AM	23	Courtroom 4C - Jackson	Wilson	21-01662-JAW	Kynetta R. Brown	Confirmation Hearing (1) Trustee's Objection to Confirmation (Dkt. #20)
± 12/6/2021	10:00 AM	24	Courtroom 4C - Jackson	Wilson	21-01662-JAW	Kynetta R. Brown	Motion to Dismiss Debtor Filed by Trustee Harold J. Barkley Jr. (Dkt. #18) Debtor's Response
± 12/6/2021	10:00 AM	25	Courtroom 4C - Jackson	Wilson	21-01674-JAW	Bobby Kenneth Grant	Confirmation Hearing
± 12/6/2021	10:00 AM	26	Courtroom 4C - Jackson	Wilson	21-01679-JAW	CHARLES RAY CLAY	Confirmation Hearing
± 12/6/2021	10:00 AM	27	Courtroom 4C - Jackson	Wilson	21-01683-JAW	Jonathan P Byrd	Confirmation Hearing (1) Objection to Proposed Chapter 13 Plan and Confirmation Thereof (D
± 12/6/2021	10:00 AM	28	Courtroom 4C - Jackson	Wilson	21-01691-JAW	FRED PARSON and SHIRLEY ANN	. Confirmation Hearing
± 12/6/2021	10:00 AM	29	Courtroom 4C - Jackson	Wilson	21-01694-JAW	Walter Harris and Thelma Harris	Confirmation Hearing

Page 1 of 4 (98 items)



Screenshot

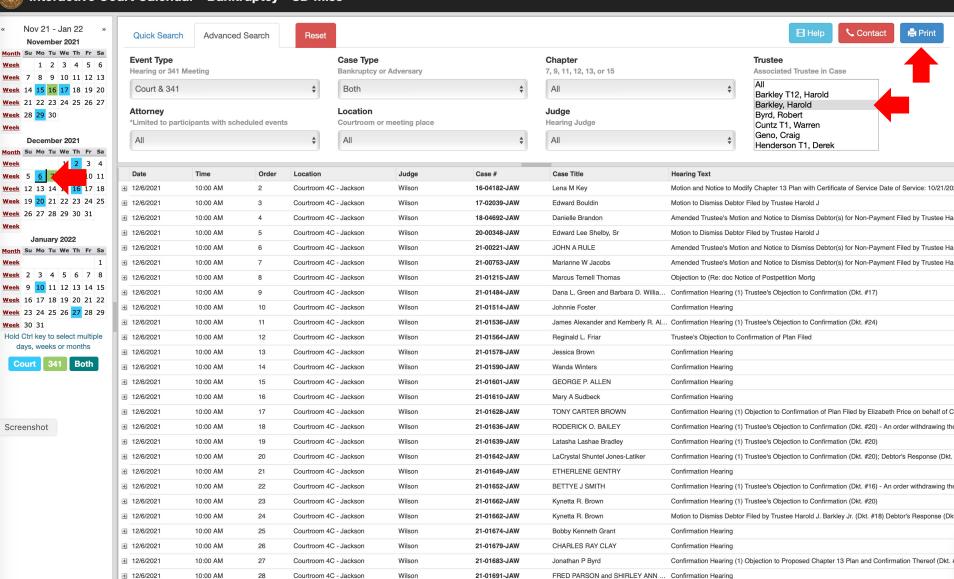
Interactive Court Calendar - Bankruptcy - SD Miss



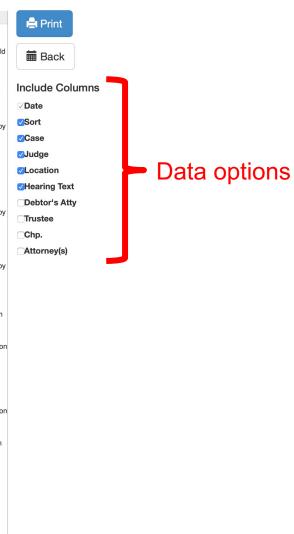


Interactive Court Calendar - Bankruptcy - SD Miss

123



Date	Sort	Case	Judge	Location Hearing Text
12/6/2021 10:00 AM	2	16-04182-JAW Lena M Key	Wilson	Motion and Notice to Modify Chapter 13 CourtroomPlan with Certificate of Service Date of 4C - Service: 10/21/2021 Filed by Trustee Haro Jackson J. Barkley Jr. Objections due 11/22/2021. Note: See Fed. R. Bankr. P. 9006(f
12/6/2021 10:00 AM	3	17-02039-JAW Edward Bouldin	Wilson	Courtroom 4C - Jackson Motion to Dismiss Debtor Filed by Trustee Harold J
12/6/2021 10:00 AM	4	18-04692-JAW Danielle Brandon	Wilson	Amended Trustee's Motion and Notice to CourtroomDismiss Debtor(s) for Non-Payment Filed t 4C - Trustee Harrold J. Barkley Jr Responses Jackson due by 11/4/2021. (Dkt. #37) Debtor's Response (Dkt. #40)
12/6/2021 10:00 AM	5	20-00348-JAW Edward Lee Shelby, Sr	Wilson	Courtroom 4C - Motion to Dismiss Debtor Filed by Trustee Jackson Harold J
12/6/2021 10:00 AM	6	21-00221-JAW JOHN A RULE	Wilson	Amended Trustee's Motion and Notice to CourtroomDismiss Debtor(s) for Non-Payment Filed t 4C - Trustee Harold J. Barkley Jr Responses due by 11/4/2021. (Dkt. #69) Debtor's Response (Dkt. #72) Amended Trustee's Motion and Notice to
12/6/2021 10:00 AM	7	21-00753-JAW Marianne W Jacobs	Wilson	CourtroomDismiss Debtor(s) for Non-Payment Filed to 4C - Trustee Harold J. Barkley Jr Responses Jackson due by 11/4/2021. (Dkt. #46) Debtor's Response (Dkt. #48)
12/6/2021 10:00 AM	8	21-01215-JAW Marcus Temell Thomas	Wilson	Courtroom 4C - Objection to (Re: doc Notice of Postpetition Jackson Mortg
12/6/2021 10:00 AM	9	21-01484-JAW Dana L. Green and Barbara D. Williams-Green	Wilson	Courtroom 4C - Confirmation Hearing (1) Trustee's Objection 4C - to Confirmation (Dkt. #17)
12/6/2021 10:00 AM	10	21-01514-JAW Johnnie Foster	Wilson	Courtroom 4C - Confirmation Hearing Jackson
12/6/2021 10:00 AM	11	21-01536-JAW James Alexander and Kemberly R. Alexander	Wilson	Courtroom 4C - Confirmation Hearing (1) Trustee's Objection Jackson to Confirmation (Dkt. #24)
12/6/2021 10:00 AM	12	21-01564-JAW Reginald L. Friar	Wilson	Courtroom 4C - Trustee's Objection to Confirmation of Plar Jackson Filed
12/6/2021 10:00 AM	13	21-01578-JAW Jessica Brown	Wilson	Courtroom 4C - Confirmation Hearing Jackson
12/6/2021 10:00 AM	14	21-01590-JAW Wanda Winters	Wilson	Courtroom 4C - Confirmation Hearing Jackson
12/6/2021 10:00 AM	15	21-01601-JAW GEORGE P. ALLEN	Wilson	Courtroom 4C - Confirmation Hearing Jackson
12/6/2021 10:00 AM	16	21-01610-JAW Mary A Sudbeck	Wilson	Courtroom 4C - Confirmation Hearing Jackson
				Confirmation Hearing (1) Objection to
12/6/2021 10:00 AM	17	21-01628-JAW TONY CARTER BROWN	Wilson	CourtroomConfirmation of Plan Filed by Elizabeth Pri 4C - on behalf of Creditor Wells Fargo Bank, N. lackson (Dkt #14) - An agreed order was entered



Screenshot

ChapMobile



Mobile Court Calendar

A free app for Apple and Android devices that allows users to see 30 days of public calendar information for participating United States Bankruptcy Courts.







ChapMobile

Home Page – Southern District Bankruptcy

All court hearings for next 30 days displayed by date and by judge.

Future App Upgrades:

- 1) Website calendar
- 2) Court Announcements
- 3) Calendar download

Personalize calendars by attorney.

Court locations and contact information.



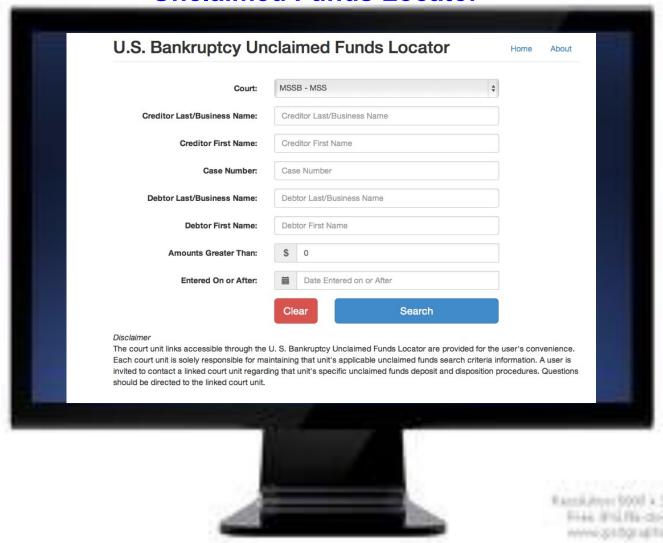
All 341 Meetings displayed by date and by trustee.

Search for registered atty. View hearings for that attorney.



Southern District of Mississippi

Unclaimed Funds Locator





Southern District of Mississippi

Follow the Court









Official Court Announcements:

- New Rules and/or Forms
- Court closure due to weather, etc.
- Job announcements

Training Videos

Case Filing Statistics

	2019	2020	2021 est.
SD Miss.	7,257	4,974	3,700
		(31%)	(26%)
ND Miss.	5,304	3,639	2,500
		(31%)	(31%)

National	774,940	544,463	450,000
		(30%)	(17%)

View from the Clerk's Office

United States Bankruptcy Court



Shallanda "Che" Clay
Northern District of Mississippi

Danny L. Miller Southern District of Mississippi